



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 5, 2008

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Keith A. Davis, Treasurer
National Republican Congressional Committee
320 First Street
Washington, DC 20003

Response Due Date:
December 8, 2008

Identification Number: C00075820

Reference: September Monthly Report (8/1/08 – 8/31/08)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 8 items:

1. Schedule B supporting Line 23 of your report discloses one or more contributions to a candidate(s) for the 2008 primary election; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign.

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund.

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Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

2. The limitation on making coordinated party expenditures on behalf of a House candidate in the State(s) of Alabama, New York, Pennsylvania and Washington, for the 2008 general election is \$42,100 per state. Your reports, however, disclose coordinated party expenditures made on behalf of "Lou Barletta," "Christopher Lawrence Hackett," "Christopher J Lee," "Jay K. Love" and "Rep. Dave Reichert" totaling \$46,030, \$84,131.31, \$84,200, \$80,100 and \$81,312, respectively, which appear to exceed the limitations under 2 U.S.C. §441a(d) (see attached).

If any apparently excessive expenditure in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an excessive coordinated party expenditure, you must notify the candidate and request a refund of the amount in excess of the limitation.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the candidate. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action concerning the excessive coordinated party expenditures, prompt action in obtaining a refund will be taken into consideration.

3. Schedule A supporting Line 15 of your report discloses an offset to an operating expenditure(s) totaling \$19,411.14 from "Barrett for Congress," "Bilirakis for Congress," "Cathy McMorris for Congress," "Citizens for Andal," "Friends of Sam Johnson," "Graves for Congress," "Jim Gerlach for Congress," "Jordan for Congress," "Kay Granger Campaign Fund,"

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"Latta for Congress," "Lee Terry for Congress," "McHenry for Congress," "People with Hart Inc.," "Tim Murphy for Congress," "Tom Feeney for Congress," "Judy Allred," "3Dog Consulting LLC," "Every Republican Is Crucial {sic} PAC" and "For Americas Republican Majority PAC;" however, your report(s) does not appear to disclose a disbursement to this entity. Please provide clarifying information regarding this activity and amend your report(s) if necessary.

4. Schedule B of your report discloses a reimbursement(s) to an individual(s) for apparent travel and subsistence advances in which the total amount reimbursed exceeds \$500. When the reimbursement amount to staff for travel and subsistence advances exceeds \$500, the payments by committee staff that make up the reimbursement may have to be itemized. For example, if the related payment(s) to any one vendor by the staff aggregates in excess of \$200 for the calendar year, the payment(s) must be itemized as a memo entry for that reimbursement. Each memo entry must include the complete name and address of the original vendor, as well as the date, amount and an adequate purpose. Please amend your report to include the missing information and clearly identify on the Schedule B, which reimbursement each memo entry relates to. If itemization is not necessary for a particular reimbursement to staff in excess of \$500, you must clarify this in an amendment to this report. 11 CFR §104.9 and Advisory Opinion 1996-20, footnote 3

5. Your committee filed a 48 hour notice informing the Commission of independent expenditures made in support or opposition of federal candidates with "Scott Howell and Company LP" as the payee(s). However, the amounts and dates of public dissemination disclosed on these notices do not appear to correlate with the entries on Schedule E, supporting Line 24 for the reporting period. If your committee has filed 48 hour notices supporting independent expenditures not reflected on your reports, you must file Schedule E during the appropriate reporting period to disclose these payments. Please amend your report to clarify this discrepancy and provide further information concerning these notices.

6. Please clarify all expenditures made for "Catering," "Facility Rental," "Facility Rental/Catering" and "Fundraising Phone Calls" on Schedule B. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B or E supporting Lines 23 or 24 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

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7. Schedule B discloses an expenditure(s) for "Media Consulting," "Photographs," "Photography Svc," "Postage" and "Printing." If a portion or all of these expenditures were for public communications (as defined by 11 CFR §100.26) or voter drive activity (under 11 CFR §106.6(b)(2)(i)) containing express advocacy as defined under 11 CFR §100.22, this would constitute an in-kind contribution or an independent expenditure and should be properly disclosed on a Schedule B or E supporting Line 23 or 24 as appropriate. Public communications and voter drive activity that refer to a clearly identified Federal candidate, but that do not expressly advocate the election or defeat of that candidate should be reported on Schedule B for Line 21(b) of the Detailed Summary Page. Please clarify whether this activity contained express advocacy and amend your report to properly disclose this activity, if necessary.

8. A review of your report discloses a total of \$59,682 in transfers on Line 12 from "McKeon-CA Victory Committee." However, you have not included this committee as a "joint fundraising representative" on Line 6 of your Statement of Organization. Please be advised that your Statement of Organization must include a listing of all joint fundraiser committees in which your committee is a participant. Please amend your Statement of Organization to identify all depositories being used by your committee or provide clarifying information regarding this receipt. 11 CFR §102.2(a)(1)(vi)

-Be advised that you have used incorrect committee identification numbers for contributions disclosed on Schedule A supporting Line 11(c). Please file all future reports using correct identification numbers for contributions from other committees, where applicable, to avoid potential errors in entering these contributions onto the public record.

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please

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NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE

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contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1157.

Sincerely,



Laura E. Sinram

Senior Campaign Finance Analyst

Reports Analysis Division

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Contribution after Primary Election Date

Recipient Name	Date	Amount	Election	Election State - Date
Blaine for Congress Inc.	8/12/08	\$4,000	P-2008	MO - 8/5/08
Lummis for Congress	8/22/08	\$5,000	P-2008	WY - 8/19/08
Lynn Jenkins for Congress	8/6/08	\$4,000	P-2008	KS - 8/5/08
Tom Rooney for Congress	8/29/08	\$5,000	P-2008	FL - 8/26/08

Excessive Coordinated Expenditures To a Candidate

Recipient Name	Date	Amount	Election	Report
Lou Barletta	8/19/08	\$46,030.00	G-2008	2008 September Monthly
Christopher Lawrence Hackett	8/18/08	\$43,233.70	G-2008	2008 September Monthly
Christopher Lawrence Hackett	8/29/08	\$40,947.61	G-2008	2008 September Monthly
Christopher J. Lee	8/28/08	\$84,200.00	G-2008	2008 September Monthly
Jay K. Love	8/6/08	\$80,100.00	G-2008	2008 September Monthly
Rep. Dave Reichert	8/7/08	\$6,996.84	G-2008	2008 September Monthly
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Rep. Dave Reichert	8/11/08	\$6,996.84	G-2008	2008 September Monthly
Rep. Dave Reichert	8/11/08	\$6,996.84	G-2008	2008 September Monthly
Rep. Dave Reichert	8/21/08	\$37,867.52	G-2008	2008 September Monthly
Rep. Dave Reichert	8/21/08	\$14,488.00	G-2008	2008 September Monthly

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